



Attorney Docket No. SURR.08/D

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:	DIETZ, ET AL.	}	EXAMINER:
SERIAL NO.:	10/635,917		ART UNIT:
FILED:	AUGUST 5, 2003		CONFIRMATION NO.:
TITLE:	NOVEL OPTICAL ARCHITECTURES FOR MICROVOLUME LASER- SCANNING CYTOMETERS		

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INFORMATION DISCLOSURE STATEMENT

Applicant calls the Examiner's attention to the patents and publications listed on the attached Form PTO-1449, copies of required documents enclosed, which may be material to examination of the above identified application.

TIME OF TRANSMITTAL

This Information Disclosure Statement is being filed under 37 CFR § 1.97(b). This Statement is filed within at least one of the following time periods:

- (a) within three months of the filing date of a national application (other than a CPA under 37 CFR § 1.53(d));
- (b) within three months of the date of entry of the national stage as set forth in 37 CFR § 1.491 in an international application;
- (c) before the mailing of a first Office Action of the merits; or
- (d) before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR § 1.114.

No fee is believed to be due in this instance. However, the undersigned hereby authorizes the charging of any fees created by the filing of this document to Deposit Account No. 19-5117.

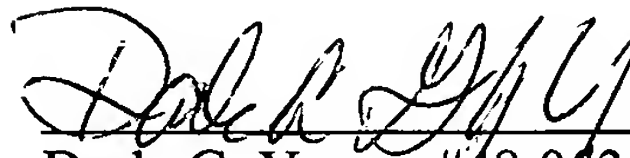
The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner. This listed patents and publications are believed of interest herein and consideration and citation of as interest by Examiner is respectfully requested.

37 CFR 1.8
CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
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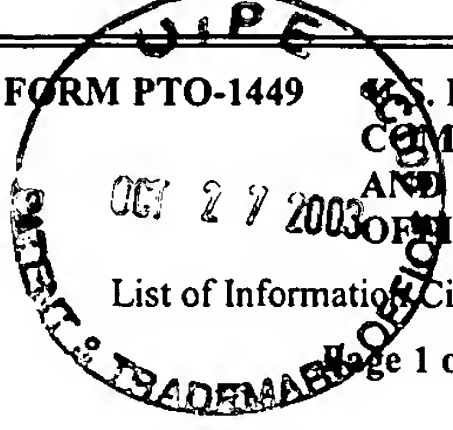
Signature:
Name: Denise S. Magee

Respectfully submitted,

A handwritten signature in dark ink, appearing to read 'Darla G. Yoerg', is written over a horizontal line.

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FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE List of Information Cited by Applicant Page 1 of 1 	ATTY. DOCKET NO. SURR.08/D	SERIAL NO. 10/635,917
	APPLICANT DIETZ, ET AL.	
	FILING DATE August 5, 2003	GROUP

U.S. PATENT DOCUMENTS							
EXAM. INITIAL		DOCUMENT NUMBER	DATE	NAME	CLS	SUB-CLS	FILE DATE
	AA	5,127,730	07/07/1992	BRELJE ET AL			
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EXAM. INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLS	SUB CLS	TRANS ?
	AR	DE 197 07 227	08/27/1998	GERMANY			
	AS	EP 0 296 136	12/21/1988	EUROPE			
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		OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)
	AV	Dietz et al (1996) Cytomerty 23:177-186
	AW	Holst (1998) CCD Arrays, Ceamer and Displays, 2d Ed., JCD Publishing and SPIE Optical Engineering Press
	AAA	Bruchez et al. (1998) Science 281:2013
	AAB	Wright et al. (1997) Proceedings of SPIE – The International Society for Optical Engineering Ultrasensitive Biochemical Diagnostics II, Feb. 10-12, San Jose, CA
EXAMINER		DATE CONSIDERED
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and <u>not</u> considered. Include copy of this form with next communication to applicant.		